

Joseph R. Saveri (State Bar No. 130064)
Steven N. Williams (State Bar No. 175489)
Cadio Zirpoli (State Bar No. 179108)
Elissa A. Buchanan (State Bar No. 249996)
Travis Manfredi (State Bar No. 281779)
JOSEPH SAVERI LAW FIRM, LLP
601 California Street, Suite 1000
San Francisco, California 94108
Telephone: (415) 500-6800
Facsimile: (415) 395-9940
Email: jsaveri@saverilawfirm.com
swilliams@saverilawfirm.com
czirpoli@saverilawfirm.com
eabuchanan@saverilawfirm.com
tmanfredi@saverilawfirm.com

Matthew Butterick (State Bar No. 250953)
1920 Hillhurst Avenue, #406
Los Angeles, CA 90027
Telephone: (323) 968-2632
Facsimile: (415) 395-9940
Email: mb@buttericklaw.com

*Counsel for Individual and Representative
Plaintiffs and the Proposed Class*

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

J. DOE 1, et al.,
Individual and Representative Plaintiffs,
v.
GITHUB, INC., et al.,
Defendants.

Case No. 4:22-cv-06823-KAW

**STIPULATION EXTENDING TIME TO
RESPOND TO COMPLAINT PURSUANT
TO LOCAL RULE 6-1**

1 WHEREAS, on November 3, 2022, Plaintiffs Doe 1 and Doe 2 (the “*Doe 1* Plaintiffs”)
 2 filed a Complaint (the “Complaint,” ECF No. 1) against Defendants GitHub, Inc.; Microsoft
 3 Corporation; OpenAI, Inc.; OpenAI, L.P.; OpenAI GP, L.L.C.; OpenAI Startup Fund GP I,
 4 L.L.C.; OpenAI Startup Fund I, L.P.; and OpenAI Startup Fund Management, LLC¹ in *Doe 1, et*
 5 *al. v. GitHub, Inc., et al.*, No. 4:22-cv-06823-KAW (N.D. Cal.) (the “Action”);

6 WHEREAS, Defendants were served on November 7, 2022;

7 WHEREAS, Defendants’ responses to the Complaint are due November 28, 2022;

8 WHEREAS, Defendants in the Action have not filed any responses to the Complaint;

9 WHEREAS, Civil Local Rule 6-1 permits the parties to “stipulate in writing, without a
 10 Court order, to extend the time within which to answer or otherwise respond to the complaint” so
 11 long as “the change will not alter the date of any event or any deadline already fixed by Court
 12 order”;

13 WHEREAS, the parties have conferred and agreed to an extension of the deadline for
 14 Defendants to move or otherwise respond to the Complaint;

15 WHEREAS, there has not been an extension for the filing of responsive pleadings;

16 WHEREAS, an extension of the deadline will not alter the date of any event or deadline
 17 already fixed by Court order; and

18 WHEREAS, Defendants do not waive, and expressly reserve, all available defenses;

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25 ¹ GitHub, Inc. is referred to as “GitHub.” Microsoft Corporation is referred to as “Microsoft.”
 26 OpenAI, Inc.; OpenAI, L.P.; OpenAI GP, L.L.C.; OpenAI Startup Fund GP I, L.L.C.; OpenAI
 27 Startup Fund I, L.P.; and OpenAI Startup Fund Management, LLC are referred to collectively
 28 herein as “OpenAI.” Collectively, GitHub, Inc., Microsoft Corporation, OpenAI, Inc.; OpenAI,
 L.P.; OpenAI GP, L.L.C.; OpenAI Startup Fund GP I, L.L.C.; OpenAI Startup Fund I, L.P.; and
 OpenAI Startup Fund Management, LLC are referred to herein as “Defendants.”

1 **NOW THEREFORE**, the parties, through their undersigned counsel, hereby stipulate
2 and agree, that, Defendants' deadline to respond to the Complaint shall be extended by thirty
3 days to December 28, 2022.

4 Dated: November 28, 2022

By: /s/ Joseph R. Saveri
Joseph R. Saveri

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11 **JOSEPH SAVERI LAW FIRM, LLP**
12 601 California Street, Suite 1000
13 San Francisco, California 94108
14 Telephone: (415) 500-6800
15 Facsimile: (415) 395-9940
16 Email: jsaveri@saverilawfirm.com
17 swilliams@saverilawfirm.com
18 czirpoli@saverilawfirm.com
19 eabuchanan@saverilawfirm.com
20 tmanfredi@saverilawfirm.com

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22 *Counsel for Plaintiffs and the Proposed Class*
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1 Dated: November 28, 2022

By: /s/ Annette L. Hurst
Annette L. Hurst

2
3 Annette L. Hurst (State Bar No. 148738)
4 **ORRICK, HERRINGTON & SUTCLIFFE LLP**
5 The Orrick Building
6 405 Howard Street
7 San Francisco, CA 94105
8 Telephone: 415 773 5700
9 Facsimile: 415-773-5759
10 Email: ahurst@orrick.com

11 *Counsel for GitHub, Inc. and Microsoft Corporation*

12 Dated: November 28, 2022

By: /s/ Joseph C. Gratz
Joseph C. Gratz

13 Joseph C. Gratz (State Bar No. 240676)
14 **DURIE TANGRI LLP**
15 217 Leidesdorff St
16 San Francisco, CA 94111
17 Telephone: 415-362-6666
18 Facsimile: 415-236-6300
19 Email: JGratz@durietangri.com

20 *Counsel for OpenAI, Inc.; OpenAI, L.P.; OpenAI GP,*
21 *L.L.C.; OpenAI Startup Fund GP I, L.L.C.; OpenAI*
22 *Startup Fund I, L.P.; and OpenAI Startup Fund*
23 *Management, LLC*

SIGNATURE ATTESTATION

Pursuant to Local Rule 5-1(h)(3), I attest under penalty of perjury that concurrence in the filing of this document has been obtained from any other signatory to this document.

Dated: November 28, 2022

By: /s/ Joseph R. Saveri
Joseph R. Saveri